

Message Text

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PAGE 01 USUN N 05761 272310Z

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ACTION JUSE-00

INFO OCT-01 EUR-25 IO-14 ISO-00 L-03 CPR-02 RSC-01 DRC-01

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FM USMISSION USUN NY

TO SECSTATE WASHDC 2192

INFO AMEMBASSY MOSCOW

AMEMBASSY LENINGRAD

LIMITED OFFICIAL USE USUN 5761

FOR JUSTICE--FRANK NILAND

E.O. 11652: NA

TAGS: PFOR, ASEC, US, UR, UN

SUBJ: COURT APPEARANCE OF SMUN SECOND SECRETARY

1. ASSISTANT U.S. ATTORNEY JED RAKOFF ADVISED US MORNING
DEC 27 THAT FEDERAL JUDGE TYLER HAS SET JAN 3, 1974 FOR
PRE-TRIAL MOTIONS IN KOSENKOVS CASE.

2. ACCORDING TO RAKOFF, DEFENSE ATTORNEY HAS FILED
MOTION TO EFFECT THAT KOSENKOVS SHOULD NOT BE PERMITTED TO
TESTIFY SINCE HE WOULD NOT BE SUBJECT TO PERJURY CHARGES
SINCE HE IS ENTITLED TO DIPLOMATIC IMMUNITY. RAKOFF
ADVISES THAT HE IS PREPARED TO OPPOSE MOTION BUT DOES NOT
WANT TO DO SO WITHOUT KNOWING WHETHER KOSENKOVS WILL APPEAR
AS WITNESS.

3. WE ADVISED RAKOFF THAT WE WERE REAPPROACHING SMUN AND
SAID WE WOULD INFORM HIM AS QUICKLY AS POSSIBLE WHETHER
KOSENKOVS WOULD APPEAR.

SCHAUFELER

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Message Attributes

Automatic Decaptoning: X
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Disposition Authority: garlanwa
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
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Disposition History: n/a
Disposition Reason:
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